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MT NEBO SCIENTIFIC, INC.

research & consulting

C/007/012 Incoming  
#2937

March 28, 2008

Utah Coal Regulatory Program  
STATE OF UTAH  
Division of Oil, Gas & Mining  
1594 West North Temple, Suite 1210  
Salt Lake City, Utah 84114-5801

RE: Response to Midterm Review (Final)  
Wellington Preparation Plant  
(C/007/012)

Dear Coal Program Staff:

As requested in a letter to me from the Division dated March 12, 2007, four (4) "clean copies" of the responses to the recent Midterm Review for the Wellington Prep Plant have been included with this letter.

Also please find the C1 Form, C2 Form and "Comments & Instructions for Insertions to the Mining & Reclamation Plan".

Sincerely,

Patrick D. Collins, Ph.D.  
Resident Agent/Environmental Consultant

Enclosures

cc: T. Garcia (NEICO)

File in:  
C/007/0012, 2008, Incoming  
Refer to:  
☐ Confidential  
☐ Shelf  
☒ Expandable  
Date: 3/28/2008 For additional information

RECEIVED  
MAR 31 2008  
DIV. OF OIL, GAS & MINING

# APPLICATION FOR COAL PERMIT PROCESSING

Permit Change ☒ New Permit ☐ Renewal ☐ Exploration ☐ Bond Release ☐ Transfer ☐

Permittee: NEICO

Mine: Wellington Preparation Plant

Permit Number:

C/007/012

Title: Response to DOGM Mid-Term Review - Final

Description, Include reason for application and timing required to implement:

Response to DOGM's request for "clean" final copies of Mid-Term Review

Instructions: If you answer yes to any of the first eight questions, this application may require Public Notice publication.

- ☐ Yes ☒ No 1. Change in the size of the Permit Area? Acres: \_\_\_\_\_ Disturbed Area: \_\_\_\_\_ ☐ increase ☐ decrease.
- ☐ Yes ☒ No 2. Is the application submitted as a result of a Division Order? DO# \_\_\_\_\_
- ☐ Yes ☒ No 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area?
- ☐ Yes ☒ No 4. Does the application include operations in hydrologic basins other than as currently approved?
- ☒ Yes ☐ No 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond?
- ☐ Yes ☒ No 6. Does the application require or include public notice publication?
- ☐ Yes ☒ No 7. Does the application require or include ownership, control, right-of-entry, or compliance information?
- ☐ Yes ☒ No 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
- ☐ Yes ☒ No 9. Is the application submitted as a result of a Violation? NOV # \_\_\_\_\_
- ☐ Yes ☒ No 10. Is the application submitted as a result of other laws or regulations or policies?

Explain: \_\_\_\_\_

- ☐ Yes ☒ No 11. Does the application affect the surface landowner or change the post mining land use?
- ☐ Yes ☒ No 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2)
- ☐ Yes ☒ No 13. Does the application require or include collection and reporting of any baseline information?
- ☐ Yes ☒ No 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
- ☐ Yes ☒ No 15. Does the application require or include soil removal, storage or placement?
- ☐ Yes ☒ No 16. Does the application require or include vegetation monitoring, removal or revegetation activities?
- ☐ Yes ☒ No 17. Does the application require or include construction, modification, or removal of surface facilities?
- ☐ Yes ☒ No 18. Does the application require or include water monitoring, sediment or drainage control measures?
- ☐ Yes ☒ No 19. Does the application require or include certified designs, maps or calculation?
- ☐ Yes ☒ No 20. Does the application require or include subsidence control or monitoring?
- ☒ Yes ☐ No 21. Have reclamation costs for bonding been provided?
- ☐ Yes ☒ No 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream?
- ☐ Yes ☒ No 23. Does the application affect permits issued by other agencies or permits issued to other entities?
- ☐ Yes ☒ No 24. Does the application include confidential information and is it clearly marked and separated in the plan?

Please attach three (3) review copies of the application. If the mine is on or adjacent to Forest Service land please submit four (4) copies, thank you. (These numbers include a copy for the Price Field Office)

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

PATRICK J. COLLINS Res. Agent

3/25/08

Signature (Right-click above choose certify then have notary sign below)

Subscribed and sworn to before me this 25<sup>th</sup> day of March, 2008

Notary Public: Suzanne F. Hunt, state of Utah.

My commission Expires: 4-25-2010

Commission Number: \_\_\_\_\_

Address: 119 So. Main

City: Springville State: UT Zip: 84663



**SUZANNE F. HUNT**  
NOTARY PUBLIC-STATE OF UTAH  
119 SOUTH MAIN  
SPRINGVILLE, UTAH 84663  
COMM. EXP. 04-25-2010

For Office Use Only:

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Received by Oil, Gas & Mining

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**MAR 31 2008**

**DIV. OF OIL, GAS & MINING**

**C/007/012**

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## DIV. OF OIL, GAS & MINING